INDEX TO VOLUME 102 OF THE COMMERCIAL LAW JOURNAL

Page Guide

Spring						*					k									,		1-	11	2
Summer															 			*		1	1	3-	23	2
Fall	*						*						*							2	13	3-	33	8
Winter.																				7	3	9_	49	0

ARTICLES

Asset Protection

The Offshore Trust: A		· · · · · · · · · · · · · · · · · · ·
James T. Lorenzetti.	* * * * * * * * * * * * * * * *	 138

Bankruptcy Law	
Addition of New Subsection to Section 1307—Limitation of Use of "Chapter 20" Filings,	
Louis Levine	221
Amendment to Provide Good Faith Filing Requirement for Chapter 11 Debtors,	
Judith Greenstone Miller	181
Chapter 11 Bankruptcy and Principles of Res Judicata,	
Ralph E. Avery	257
Disgorgement of Fees Paid to a Professional Person in	
Bankruptcy,	200
Steve H. Nickles	380
Dismissal of Cases Via 11 U.S.C. Section 707: Bad Faith and Substantial Abuse,	
Hon. Tamara O. Mitchell	355
Proving Fraud in Credit Card Dischargeability Actions: A Permanent State of Flux?.	
James M. Cain	233
Recommendations and Comments on Section 365,	200
Russell H. Rapoport and Alan R. Gordon	176
Release of Third Parties on Confirmation of Chapter 11 Plan,	170
Wanda Borges and James Kahn	173
Responses to Ethics and Service Working Group Proposals	110
Concerning Conflicts of Interests,	
Louis S. Robin	224

INDEX TO VOLUME 102 OF THE COMMERCIAL LAW JOURNAL

Page Guide

Spring						*					k									,		1-	11	2
Summer															 			*		1	1	3-	23	2
Fall	*						*						*							2	13	3-	33	8
Winter.																				7	3	9_	49	0

ARTICLES

Asset Protection

The Offshore Trust: A		· · · · · · · · · · · · · · · · · · ·
James T. Lorenzetti.	* * * * * * * * * * * * * * * *	 138

Bankruptcy Law	
Addition of New Subsection to Section 1307—Limitation of Use of "Chapter 20" Filings,	
Louis Levine	221
Amendment to Provide Good Faith Filing Requirement for Chapter 11 Debtors,	
Judith Greenstone Miller	181
Chapter 11 Bankruptcy and Principles of Res Judicata,	
Ralph E. Avery	257
Disgorgement of Fees Paid to a Professional Person in	
Bankruptcy,	200
Steve H. Nickles	380
Dismissal of Cases Via 11 U.S.C. Section 707: Bad Faith and Substantial Abuse,	
Hon. Tamara O. Mitchell	355
Proving Fraud in Credit Card Dischargeability Actions: A Permanent State of Flux?.	
James M. Cain	233
Recommendations and Comments on Section 365,	200
Russell H. Rapoport and Alan R. Gordon	176
Release of Third Parties on Confirmation of Chapter 11 Plan,	170
Wanda Borges and James Kahn	173
Responses to Ethics and Service Working Group Proposals	110
Concerning Conflicts of Interests,	
Louis S. Robin	224

Response to Government (Non-Tax) Working Group Proposal #1: "Deemed Filed" Rule,	
Judith Greenstone Miller	215
Response to Government (Non-Tax) Working Group Amended Proposal #2: Section 724(b)(2),	
Judith Greenstone Miller	205
Section 547(c)(2) Ordinary Course Exception,	
Alan R. Gordon and William J. Burnett	168
Single Asset Real Estate Cases,	
Elliott D. Levin	198
Perceptions and Misperceptins of Reaffirmation Agreements,	
Karen Gross	339
The Offshore Trust: A Contemporary Asset Protection Scheme,	
James T. Lorenzetti	138
"Willful" and "Malicious" Injury Under Section 523(a)(6): Is Failure to Carry State-Mandated Insurance Grounds for Denying Discharge of Uninsured Tort Debt?,	
Matthew J. Moore	113
Bust-Out Schemes	
Bankruptcy Fraud: Crime Without Punishment II,	
Ralph C. McCullough, II	1
Choice-of-Forum	
Punitive Damages Awards in Commercial Arbitrations: The Role of Federal Substantive Law in Deriving Contractual Intent,	
Stuart 1. Silverman	306
There is a Developing Trend Among Courts of Making Choice of Forum Clauses in Franchise Agreements Presumptively Invalid,	
Donald B. Brenner	94
Collateral	
Will Conduct the Control When Henry to the February of	
Who Gets the Goodies: What Happens to the Enhancement of the Secured Parties' Collateral Post-Petition?, Elliott D. Levin and Phyllis McGurk	55
Commercial Law	
Borders and Barriers, Definitions of Authority to do Business as a	
Corporation,	
Joyce Yeager	398
Punitive Damages Awards in Commercial Arbitrations: The Role of Federal Substantive Law in Deriving Contractual Intent,	0.20
Stuart I. Silverman	306

Commercial Transactions

- Borders and Barriers, Definitions of Authority to do Business as a Corporation.

Disinteredness

- Disgorgement of Fees Paid to a Professional Person in Bankruptcy,

Employment of Professionals

Federal Criminal Code

Franchise Law

Fraud

- The Offshore Trust: A Contemporary Asset Protection Scheme,

 James T. Lorenzetti. 138

Good Faith

Insurance

Looting

Negligence

Ordinary Course Exception

Plan Confirmation

Punitive Damages

Reaffirmation Agreements

Res Judicata

RICO

Bankruptcy Fraud: Crime Without Punishment II,
Ralph C. McCullough, II.....

217

Single Asset Real Estate Cases

- Amendment to Provide Good Faith Filing Requirement for
 - Chapter 11 Debtors. Judith Greenstone Miller..... 181
- Single Asset Real Estate Cases, Elliott D. Levin 198

Skimming

Bankruptcy Fraud: Crime Without Punishment II, 1

Small Business Bankruptcies

- Comments and Responses to Small-Business Working Group Proposals,
- Elliott D. Levin 200 Response to Government Working Group Proposal #3: "Trust Fund" Taxes. Harry W. Greenfield

Statistics

- Gender and Bankruptcy: An Empirical Analysis of Evolving Trends in Chapter 7 and Chapter 13 Bankruptcy Filings 1967-
 - 333
- Perceptions and Misperceptions of Reaffirmation Agreements,
- Karen Gross "Willful" and "Malicious" Injury Under Section 523(a)(6): Is Failure to Carry State-Mandated Insurance Grounds for Denying Discharge of Uninsured Tort Debt?, Matthew J. Moore 113

Tax Implications

- Proposal for Capital Gain Taxes and Bankruptcy Cases, Max G. Moses 219
- Response to Government (Non-Tax) Working Group Amended Proposal #2: Section 724(b)(2), Judith Greenstone Miller..... 205
- The Offshore Trust: A Contemporary Asset Protection Scheme, James T. Lorenzetti..... 138

Time Period Extensions

Recommendations and Comments on Section 365. Russell H. Rapoport and Alan R. Gordon.....

Torts

Valuation

AUTHORS

- Ralph C. McCullough, II, Bankruptcy Fraud: Crime Without Punishment II.

Judith Greenstone Miller, Response to Government (Non-Tax) Working Group Amended Proposal #2: Section 724(b)(2) 205 Judith Greenstone Miller, Response to Government (Non-Tax) Working Group Proposal #1: "Deemed Filed" Rule 215 Hon. Tamara O. Mitchell, Dismissal of Cases Via 11 U.S.C. Section 707: Bad Faith and Substantial Abuse 355 Matthew J. Moore, "Willful" and "Malicious" Injury Under Section 523(a)(6): Is Failure to Carry State-Mandated Insurance Grounds for Denying Discharge of Uninsured Tort Debt?.... 113 Max G. Moses, Proposal for Capital Gain Taxes and Bankruptcy 219 Steve H. Nickles, Disgorgement of Fees Paid to a Professional Person in Bankruptcy 380 Oliver B. Pollak, Gender and Bankruptcy: An Empirical Analysis of Evolving Trends in Chapter 7 and Chapter 13 Bankruptcy 333 Russell H. Rapoport and Alan R. Gordon, Recommendations and 176 Louis S. Robin, Responses to Ethics and Service Working Group Proposals Concerning Conflicts of Interests 224 Stuart I. Silverman, Punitive Damages Awards in Commercial Arbitrations: The Role of Federal Substantive Law in Deriving Contractual Intent 306 Joyce Yeager, Borders and Barriers, Definitions of Authority to do Business as a Corporation 398

